

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

AUDREY C. MILTON, individually and on behalf of
all others similarly situated,

Plaintiff,

v.

ALLSTAR PRODUCTS GROUP, LLC d/b/a STRAP
PERFECT™,

Defendant.

No. 10 CV 6258

Hon. Fredrick Motz

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the November 2, 2010 Declaration of Ron Steblea and the exhibits attached thereto, upon the accompanying memorandum of law, and upon all prior pleadings and proceedings had herein, defendant Allstar Marketing Group, LLC d/b/a Allstar Products Group (named in the Complaint as “Allstar Products Group, LLC”), by its attorneys, Davis & Gilbert LLP, will move this Court before the Honorable Fredrick Motz, at the United States District Courthouse, 500 Pearl Street, New York, New York 10007, at a date and time to be determined by the Court, for entry of an order dismissing the Complaint in its entirety with pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure, and granting such other relief as the Court deems just and proper.

Dated: New York, New York
November 8, 2010

DAVIS & GILBERT LLP

By:

A handwritten signature in black ink, appearing to read "David S. Greenberg", written over a horizontal line.

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